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6 CISCO SYSTEMS, INC.

7
8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

10
11 GSI Technology, Inc., a Delaware
Corporation,

12 Plaintiff,

13 vs.

14 United Memories, Inc., a Colorado
15 Corporation,

16 Defendant.

Case No. 13-CV-1081-PSG

**DECLARATION OF JAMES MARKEVITCH IN
SUPPORT OF CISCO SYSTEMS, INC.'S
RESPONSE TO ADMINISTRATIVE MOTION
TO SEAL EXHIBITS Y, Z, AC AND AE TO GSI
TECHNOLOGY, INC.'S MEMORANDUM OF
POINTS AND AUTHORITIES IN SUPPORT OF
ITS MOTION FOR PRELIMINARY
INJUNCTION**

1 I, James Markevitch, declare and state as follows:

2 1. I have personal knowledge regarding the facts set forth in this declaration.

3 2. I am a Principal Engineer for Cisco Systems, Inc. ("Cisco").

4 3. I have reviewed certain materials that I understand were filed by GSI
5 Technologies, Inc. ("GSI") in the above-captioned lawsuit and are subject to an Administrative
6 Motion to Seal (Dkt. No. 83). The materials that I have reviewed consist of documents that I
7 understand were produced by Cisco (identified as Exhibits Z, AC, and AE) and portions of the
8 transcript from my deposition, which was taken on June 6, 2013 (identified as Exhibit Y).

9 4. For purposes of this declaration, I will refer to Exhibits AC and AE and the
10 deposition testimony in Exhibit Y as the "Under Seal Materials."

11 5. Cisco has a strong interest in keeping the Under Seal Materials out of the public
12 record because they contain Cisco's confidential and proprietary information relating to Cisco's
13 business. In particular, the Under Seal Materials contain information about Cisco's development
14 of a memory component for use in some of its products as well as Cisco's negotiation strategies
15 with respect to the purchase and development of this component. If the information in the Under
16 Seal Materials was made publicly available, Cisco could be competitively harmed or other
17 entities may be given an improper competitive advantage.

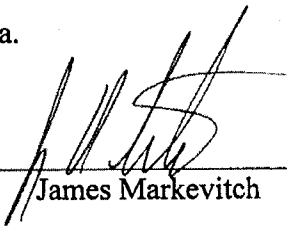
18 6. The Under Seal Materials also contain proprietary information of third parties and
19 whose confidential information Cisco is obligated to maintain as confidential.

20 7. I believe that maintaining the secrecy of the information in the Under Seal
21 Materials is important to the success of Cisco's business and, with respect to information of
22 entities other than Cisco, is legally and/or ethically required. I believe that the Under Seal
23 Materials are narrowly tailored to include only commercially sensitive information.

1 I declare under penalty of perjury under the laws of the United States that the foregoing is
2 true and correct.

3 Executed on this 19 day of June, 2013, at San Jose, California.

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James Markevitch